

MEMO ENDORSED

07-cv-3019 (cm)

USDS SDNY
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JASPER WALTER JONES
 #07A1667 G-2-33
 GOUVENEUR CORRECTIONAL FACILITY
 370 scotch settlement road
 GOUVENEUR, NEW YORK 13642

Pro Se OFFICE
 UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEW YORK
 UNITED STATES COURTHOUSE
 500 PEARL STREET
 NEW YORK, NEW YORK 10007

10/29/07

JULIEN V.

*The Court will not grant a
 default judgment to plaintiff
 There has been no default
 by defendant. vlll m hll*

Dear Sir:

I am in receipt of the respondents papers submitted by the attorney for the defendnats Ms. J.Yozzo and Warden Anthony Amiccuci of The Westchester County Department of Corrections.

My question to the Pro-Se Office of the Southern District of the State of New York, is That the Por-Se Office went through the time and expense to provide me with all of the necessary copies to be served on the defendants and the Court.

The Court was kind enought to permit a extended time for the defendants and their attorneys to respond.

This response was late in being received as it is dated on the date of the return.

Additionally the response is defective in that omitted from the response are pages 2,4,6,8, 10, & 12 of the plaintiff's claim. The omission of these pages renders the claim moot in the respect that very important informations have been left out.

Therefore I am requesting that the Court grant the plaintiff a Default Judgement, and not permit the attorneys for the defendants any continued extensions or refiling of the applications.

At the time of my original filing of the complaint I was in the custody of the defendants and was only seeking to have the

Copies mailed / filed / handed in court on 10/29/07

surgery performed.

The defendant used all of their influence to have the plaintiff removed from their custody and into the custody of The Department of Corrections of The State of New York, to avoid having to pay for the recommended surgical procedure.

Since the plaintiffs transfer into the State system the operation has been performed, and the plaintiff request compensation for the unnessary pain suffering and anguish caused him by the delay and the deliberate indifference of the defendants.

The plaintiff is seeking relief in the amount of \$50,000.00 dollars for the forementioned sufferings.

Thank You


Jasper Walter Jones

Return Address:
Jasper Walter Jones
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*I am in the mailing process of my Motion for a
Default Judgment and Rescission pleading to the County
Attorneys Motion to Dismiss*